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Counsel for Defendants

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ALASKA AT ANCHORAGE

ALASKA RENT-A-CAR, INC.)
Plaintiff,))
v.))
CENDANT CORPORATION, et al.) Case No. 3:03-cv-00029-TMB
Defendants.)

DEFENDANTS' NOTICE OF SUPPLEMENTAL AUTHORITY: LEEGIN CREATIVE LEATHER PRODUCTS, INC. V. PSKS, INC., ____S.CT. ____, 2007 WL 1835892, CASE NO. 06-480 (JUNE 28, 2007)

Local Rule 7.1(h)(1)(B) allows a party to submit notice of supplemental authority when pertinent or controlling authority comes to the attention of a party after it has filed a brief. Yesterday, on June 28, 2007, the United States Supreme Court rendered a decision in the following matter, which is pertinent, controlling authority with respect to several motions currently pending before this Court:

(00155715) Alaska Rent-A-Car vs. Cendant Case No.: 3:03-cv-29 [TMB]

Defendants' Notice of Supplemental Authority

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<u>Leegin Creative Leather Products, Inc. v. PSKS, Inc.</u>, S.Ct. , 2007 <u>WL 1835892, Case No. 06-480 (June 28, 2007)</u> ("[T]he Court's decision in *Dr. Miles Medical Co. v. John D. Park & Sons Co.*, 220 U.S. 373 (1911), is now overruled. Vertical price restraints are to be judged according to the rule of reason.").

This supplemental authority is relevant to the arguments made in the following Docket entries:

Docket No. 171: pp. 10-26; 35-49.

Docket No. 212: pp. 1-21.

Docket No. 268: pp. 1-19; 22-25.

Docket No. 181: pp. 29-33.

Docket No. 199: pp. 27-35; 37-39.

Docket No. 249: pp. 18-20.

Docket No. 183: pp. 25-26; 32-37; 44-47.

Docket No. 214: pp. 18-19.

Docket No. 267: pp. 10-11; 21.

Docket No. 182: pp. 17-29; 38-45.

Docket No. 216: pp. 10, 17-19.

Docket No. 265: pp. 10-14.

DATED this 29th day of June, 2007.

Respectfully submitted,

/s/ Diane F. Vallentine

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(00155715) Alaska Rent-A-Car vs. Cendant Case No.: 3:03-cv-29 [TMB]

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Certificate of Service

I hereby certify a true and correct copy of the foregoing was served by U.S. Mail upon:

Jon Givens 601 W. 5th Ave., Suite 900 Anchorage, AK 99501

Christopher J. Heaphey Holland & Hart LLP 600 East Main Street, Ste. 104 Aspen, CO 81611

this 29th day of June, 2007

<u>Diane F. Vallentine</u> Diane F. Vallentine

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 $\{00155715\ \} Alaska\ Rent-A-Car\ vs.\ Cendant$

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